

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION**

JAMES ALLEN HUGHEY

PLAINTIFF

VERSUS

CIVIL ACTION NO: 3:18CV4-NBB-RP

**TIPPAH COUNTY, MISSISSIPPI,
TOMMY MASON, in His Individual Capacity,
and "X" Bonding Company**

DEFENDANTS

PLAINTIFF'S PRE-DISCOVERY DISCLOSURE OF CORE INFORMATION

COMES NOW, Plaintiff James Allen Hughey, by and through counsel, and submits this Pre-Discovery Disclosure of Core Information, in compliance with Uniform Local Rule 26(a)(1) and Fed. R. Civ. P. 26(a), as follows:

A. PERSONS WITH KNOWLEDGE:

Pursuant to Uniform Local Rule 26(a)(1) and Fed.R.Civ.P. 26(a)(1)(A)(i), Plaintiff provides the following names and, if known, the address and telephone number, of each individual likely to have discoverable information that Plaintiff may use to support his claims or defenses, identifying the subjects of the information:

1. Michelle Bennett
2835 Friendship Road
Ashland, MS 38603
(662) 882-0404

KNOWLEDGE: Bennett has knowledge of being with Plaintiff on the day of June 6, 2017, prior to the incident which occurred between Plaintiff and Defendant Mason. She also has knowledge of Plaintiff's acting confused and disoriented due to health problems, and that Plaintiff had not been drinking that day.

INITIAL DISCLOSURES2



2. Maurice Effinger
2248 Gracy Academy Rd.
Ashland, MS 38603
(662) 224-4230

KNOWLEDGE: Effinger has knowledge of hearing conversations between Karen Hughey and Brenda Crumpton wherein Brenda Crumpton stated Plaintiff had done nothing wrong. He further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

3. Billy Alberson
5141 Hwy 4 East
Ashland, MS 38603
(662) 882-0404

KNOWLEDGE: Mr. Alberson has knowledge of driving by Brenda Crumpton's residence on June 6, 2017, and seeing Plaintiff lying face down on the ground with Defendant Mason standing over him. He also has knowledge of there being no police officers present at the time.

4. Gilberto Guerrero
262 Old Hwy. 4
Ashland, MS 38603
(662) 317-9649

KNOWLEDGE: Guerrero has knowledge of hearing conversations between Karen Hughey and Collene Brown Davis wherein Collene Brown Davis stated Defendant Mason had beaten Plaintiff, and that Plaintiff had done nothing wrong. He further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

5. Collene Brown Davis
(Address Unknown)
(662) 750-0664

KNOWLEDGE: Davis has knowledge of calling Plaintiff's sister on June 6, 2017, to tell her Plaintiff had been taken to the hospital after being beaten by Defendant Mason. She also has knowledge of making statements that Plaintiff had done nothing wrong. She further has knowledge of telling Plaintiff's sister that Defendant Mason had beaten her sister when he was married to her.

6. Pete Hughey
332 Old Hwy. 4
Ashland, MS 38603
(662) 224-1169

KNOWLEDGE: Pete Hughey has knowledge of Plaintiff's injuries. He further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

7. Linda Hughey
332 Old Hwy. 4
Ashland, MS 38603
(662) 471-0147

KNOWLEDGE: Linda Hughey has knowledge of Plaintiff's injuries. She further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

8. Karen Hughey
329 Old Hwy. 4
Ashland, MS 38603
(662) 316-1729

KNOWLEDGE: Karen Hughey has knowledge of Plaintiff's injuries. She further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

9. Dorothy Barkley
243 Tall Pines Road
Ashland, MS 38603
(662) 471-3796

KNOWLEDGE: Ms. Barkley has knowledge of Plaintiff's background, character and damages.

10. Becky Creasie
81 Bright Avenue
Ashland, MS 38603
(662) 417-1011

KNOWLEDGE: Ms. Creasie has knowledge of Plaintiff's background, character and damages.

11. Kevin Bennett
392 Friendship Road
Ashland, MS 38603
(662) 671-5784

KNOWLEDGE: Mr. Bennett has knowledge Plaintiff's background, character and damages. r. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

12. Cathy Davis
1045 CR 228
Ecru, MS 38841
(662) 871-0305

KNOWLEDGE: Ms. Davis has knowledge of Plaintiff's personal and moral character.

13. Kyla Lumpkin
(Address Unknown)
(602) 448-1461

KNOWLEDGE: Ms. Lumpkin has knowledge of Plaintiff's personal and moral character.

14. Shane Nance
1102 Ridge Avenue
Ashland, MS 38603
(662) 216-0028

KNOWLEDGE: Mr. Nance has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

15. Jimmy Mercer
894 Miller Road
Michigan City, MS 38647
(662) 587-6913

KNOWLEDGE: Mr. Mercer has knowledge of Plaintiff's personal and moral character.

16. Brittany Gross
120 North Main Street
Ashland, MS 38603
(662) 471-0764

KNOWLEDGE: Ms. Gross has knowledge of Plaintiff's personal and moral character.

17. Mavis Hunt
610 North Commerce Street
Ripley, MS 38663
(662) 750-4454

KNOWLEDGE: Ms. Hunt has knowledge of Plaintiff's personal and moral character.

18. Tim Slaton
1680 Hwy. 4 West
Ripley, MS 38663
(662) 837-1250

KNOWLEDGE: Mr. Slaton has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

19. Steven Stanford
121 Ward Rd.
Ripley, MS 38663
(662) 750-1369

KNOWLEDGE: Mr. Stanford has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

20. Barbara Greer
7 CR 130
Corinth, MS 38834
(662) 219-8484

KNOWLEDGE: Ms. Greer has knowledge of Plaintiff's personal and moral character.

21. Tim Alberson
96 Wagner Lake Road
Ashland, MS 38603
(662) 471-1429

KNOWLEDGE: Mr. Alberson has knowledge of Plaintiff's personal and moral character.

22. Robyn McNabb
4220 CR 813
Ripley, MS 38663
(662) 223-4924

KNOWLEDGE: Ms. McNabb has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

23. Rebecca Anthony
570 CR 406
Falkner, MS 38629
(662) 587-2869

KNOWLEDGE: Ms. Anthony has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

24. Chris Nutt
40 Main Street North
Ashland, MS 38603
(601) 506-8369

KNOWLEDGE: Mr. Nutt has knowledge of Plaintiff's personal and moral character.

25. Jay Kimery
1454 Wood Lake Circle
St. Cloud, FL 34772
(704) 201-7646

KNOWLEDGE: Mr. Kimery has knowledge of Plaintiff's personal and moral character.

26. Teresa Koon Waldon
18010 Hwy. 4 East
Ripley, MS 38663
(662) 587-4435

KNOWLEDGE: Ms. Waldon has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

27. Scott Feathers
380 East Salem
Holly Springs, MS 38635
(901) 871-6944

KNOWLEDGE: Mr. Feathers has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

28. James Ripley
7367 Goodman Rd., Lot 32
Walls, MS 38680
(901) 440-7056

KNOWLEDGE: Mr. Ripley has knowledge of Plaintiff's personal and moral character.

29. James Hockman
(Address Unknown)
(901) 671-9496

KNOWLEDGE: Mr. Hockman has knowledge of Plaintiff's personal and moral character.

30. Jonathan Boler
170 CR 263
Ripley, MS 38663
(662) 882-0080

KNOWLEDGE: Mr. Boler has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

31. Michelle Williams
(Address Unknown)

KNOWLEDGE: Ms. Williams has knowledge of Plaintiff's personal and moral character.

32. Jeffrey Lumpkin
252 Abby Lane
Falkner, MS 38629
(662) 587-2666

KNOWLEDGE: Mr. Lumpkin has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

33. Brian Hudspeth, Jr.
9962 Brownferry Road
Senatobia, MS 38668
(662) 501-6457

KNOWLEDGE: Mr. Hudspeth has knowledge of Plaintiff's personal and moral character.

34. Alanna Hardesty
520 CR 443
Ashland, MS 38603
(662) 587-9575

KNOWLEDGE: Ms. Hardesty has knowledge of Plaintiff's personal and moral character.

35. Courtney Hughey
1151 Ripley Avenue
Ashland, MS 38603
(662) 471-1199

KNOWLEDGE: Ms. Hughey has knowledge of Plaintiff's personal and moral character. She also has knowledge of Plaintiff's injuries. She further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

36. Kelly Gamblin
421 E. Water Street
Ripley, MS 38663

KNOWLEDGE: Ms. Gamblin has knowledge of Plaintiff's personal and moral character.

37. Lisa Madru
497 Holbrook Road
Ashland, MS 38603
(662) 544-4112

KNOWLEDGE: Ms. Madru has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

38. Kelley McCallum
406 South Middle Street
Ripley, MS 38663
(662) 882-3948

KNOWLEDGE: Ms. McCallum has knowledge of Plaintiff's personal and moral character.

39. James Houston
1720 Minor Bridge Road
Ashland, MS 38603
(662) 297-8173

KNOWLEDGE: Mr. Houston has knowledge of Plaintiff's personal and moral character.

40. Brenda Nance
238 Ripley Ave.
Ashland, MS 38603
(662) 224-4378

KNOWLEDGE: Ms. Nance has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

41. Larry Nance
238 Ripley Ave.
Ashland, MS 38603
(662) 224-4378

KNOWLEDGE: Mr. Nance has knowledge of Plaintiff's personal and moral character. He further has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

42. Brenda Pannell
2260 Barrett Street
Southaven, MS 38672
(901) 857-1100

KNOWLEDGE: Mr. Pannell has knowledge of Plaintiff's personal and moral character.

43. Marion Autry
2248 Gracy Academy Road
Ashland, MS 38603
(662) 224-4230

KNOWLEDGE: Ms. Autry has knowledge of Plaintiff's personal and moral character.

44. Shannon Henderson
27100 Highway 15
Walnut, MS 38683
(662) 670-0230

KNOWLEDGE: Ms. Henderson has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

45. Annie Faye Smith
831 CR 435
Ashland, MS 38603
(662) 224-8575

KNOWLEDGE: Ms. Smith has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

46. Angie Hardin
(Address Unknown)
(662) 420-6580

KNOWLEDGE: Ms. Hardin has knowledge of Plaintiff's personal and moral character.

47. Charlie Cannon
1030 CR 3
Hickory Flat, MS 38633
(662) 815-0887

KNOWLEDGE: Mr. Cannon has knowledge of Plaintiff's personal and moral character.

48. Catina Bennett Isbell
3515 Cornwall Cove
Horn Lake, MS 38637
(901) 498-8918

KNOWLEDGE: Ms. Isbell has knowledge of Plaintiff's personal and moral character.

49. Donna Hopkins
1426 Minor Bridge Road
Ashland, MS 38603
(662) 910-7461

KNOWLEDGE: Ms. Hopkins has knowledge of Plaintiff's personal and moral character.

50. Glenn Collins
3550 CR 744
Dumas, MS 38625
(662) 587-4171

KNOWLEDGE: Mr. Collins has knowledge of Plaintiff's personal and moral character.

51. Linda Mannon
131 Turner Cove
Holly Springs, MS 38635
(662) 544-9211

KNOWLEDGE: Ms. Mannon has knowledge of Plaintiff's personal and moral character.

52. Peggy Lumpkin
252 Abby Lane
Falkner, MS 38629
(662) 551-6087

KNOWLEDGE: Ms. Lumpkin has knowledge of Plaintiff's personal and moral character.

53. Tyler Marcum
110 Renee Drive
Bells, TN 38006
(731) 518-6334

KNOWLEDGE: Mr. Marcum has knowledge of Plaintiff's personal and moral character.

54. Julie Hernandez
787 Cooper Street
Ripley, MS 38663
(662) 512-8472

KNOWLEDGE: Ms. Hernandez has knowledge of Plaintiff's personal and moral character.

55. Amanda Mills
126 Bethel Road
Blue Mountain, MS 38610
(662) 292-7774

KNOWLEDGE: Ms. Mills has knowledge of Plaintiff's personal and moral character.

56. Stacy Britt
60 E. CR 1231
Booneville, MS 38829
(662) 340-0088

KNOWLEDGE: Ms. Britt has knowledge of Plaintiff's personal and moral character. She also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

57. Cynthia Shaw King
722 North Road
Ecru, MS 38841
(662) 266-2988

KNOWLEDGE: Ms. King has knowledge of Plaintiff's personal and moral character.

58. Kirsten Hopkins
6151 CR 200
Tiplersville, MS 38674
(662) 882-3703

KNOWLEDGE: Ms. Hopkins has knowledge of Plaintiff's personal and moral character.

59. Jennifer Stephens
412 CR 430
Corinth, MS 38834
(662) 415-3073

KNOWLEDGE: Ms. Stephens has knowledge of Plaintiff's personal and moral character.

60. Shaun Waldrop
16425 Boundary Drive
Ashland, MS 38603
(662) 471-3073

KNOWLEDGE: Mr. Waldrop has knowledge of Plaintiff's personal and moral character. He also has knowledge of the mental anxiety and stress suffered by Plaintiff as a direct result of the actions of Defendant Mason.

61. Chad Cummings
Mississippi Bureau of Investigation
1103 Bratton Road
New Albany, MS 38652
(662) 534-8619

KNOWLEDGE: Mr. Cummings has knowledge of being the investigating agent.

62. Brenda Crumpton
(Address Unknown)
(662) 750-0664

KNOWLEDGE: Ms. Crumpton has knowledge of the incident which occurred at her residence on June 6, 2017 between Plaintiff and Defendant Mason. She also has knowledge of making the statement that she pulled up in her vehicle as Defendant Mason was beating Plaintiff and that she made Defendant Mason stop before he killed Plaintiff. She also has knowledge of making the statement that Plaintiff had done nothing wrong.

63. Amanda Mason
(Address Unknown)

KNOWLEDGE: Ms. Mason has knowledge of the incident which occurred at her residence on June 6, 2017 between Plaintiff and Defendant Mason. She also has knowledge of Defendant Mason's having beaten her in the past, and her attempt to obtain law enforcement assistance from Defendant Tippah County.

64. Karl Gaillard
Currently Employed by Defendant Tippah County

KNOWLEDGE: Mr. Gaillard has knowledge of failing to correct Defendant Mason for previous acts of assault, as well as failing to correct Defendant Mason for his steroid use. He also has knowledge of Tippah County Sheriff's Department's policies regarding the incarceration of injured individuals.

65. James Page
(Address Unknown)

KNOWLEDGE: Mr. Page has knowledge of Tippah County Sheriff's Department's policies regarding the incarceration of injured individuals.

66. Any individual identified by any witness during depositions or by any of the parties in discovery responses or by the submission of affidavits.

B. RELEVANT DOCUMENTS:

Pursuant to Uniform Local Rule 26(a)(1) and Fed.R.Civ.P. 26(a)(1)(A)(ii), Plaintiff attaches hereto a copy of all documents, electronically stored information, and tangible things that Plaintiff has in his possession, custody, or control and may use to support his claims or defenses.

1. Notice of Claim - attached hereto at Bates Nos. 0001 – 0003.
2. Indictment of James Allen Hughey - attached hereto at Bates No. 0004.
3. Capias of James Allen Hughey - attached hereto at Bates No. 0005.
4. Medical Records and Billing Records of Tippah County Hospital – attached hereto at Bates Nos. 0006-0044.
5. Medical Records and Billing Records of Regional One Health – attached hereto at Bates Nos. 0045-0198.
6. Medical Records and Billing Records of North Mississippi Primary Health Care, Inc. – attached hereto at Bates Nos. 0199-0330.
7. Medical Records and Billing Records of Lifecore Health Group – attached hereto at Bates Nos. 0331-0611.
8. Composite Medical documents – attached hereto as Bates Nos. 0612-0616.
9. Composite text messages and Facebook posts – attached hereto as Bates Nos. 0617-0623.
10. Photographs – attached hereto as Bates Nos. 0623-0647.

C. DAMAGES:

Pursuant to Uniform Local Rule 26(a)(1) and Fed.R.Civ.P. 26(a)(1)(A)(iii), Plaintiff provides the following computation of each category of damages to which he is entitled:

1. Damages for physical injuries as a result of the excessive force. Plaintiff cannot place an exact monetary figure for these damages as this is for the jury to determine. These damages are unliquidated.
2. Damages for past and future physical pain and suffering - Plaintiff cannot place an exact monetary figure for these damages as this is for the jury to determine. These damages are unliquidated.
3. Damages for permanent impairment - Plaintiff cannot place an exact monetary figure for these damages as this is for the jury to determine. These damages are unliquidated.
4. Mental anxiety and emotional distress - Plaintiff cannot place an exact monetary figure for these damages as this is for the jury to determine. These damages are unliquidated.
5. Attorneys' Fees – to be set by the Court.
6. Punitive Damage against Mason - These damages are unliquidated and are for the jury to determine.

D. Any insurance agreement under which any person may be liable to satisfy part or all of a judgment entered.

Not applicable.

RESPECTFULLY SUBMITTED, this the 9th day of October, 2018.

MCLAUGHLIN LAW FIRM

By: /s R. Shane McLaughlin
R. Shane McLaughlin (Miss. Bar No. 101185)
338 North Spring Street, Suite 2
P.O. Box 200
Tupelo, Mississippi 38802
Telephone: (662) 840-5042
Facsimile: (662) 840-5043
E-mail: rsm@mclaughlinlawfirm.com

ATTORNEY FOR PLAINTIFF